

09/700113

REGISTRY OF PATENTS
SINGAPORE

SG 99/12

This is to certify that the annexed is a true copy of the following Singapore patent application as filed in this Registry.

REC'D	23 MAR 1999
IPD	PCT

Date of Filing : 12 May 1998

Application number : PCT/SG 98/00035

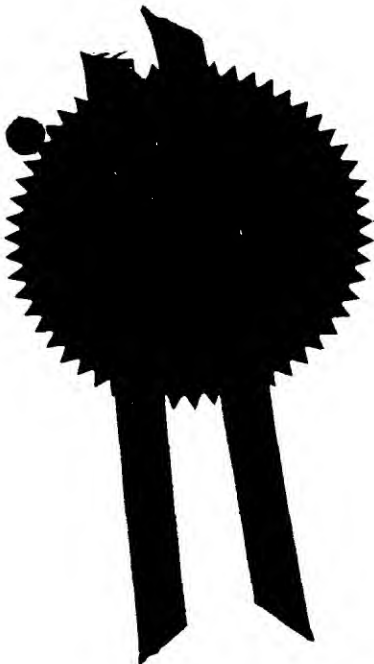
Applicants : INSTITUTE OF MOLECULAR AGROBIOLOGY

Title of Invention : DISEASE RESISTANT TRANSGENIC PLANTS

I further certify that the annexed documents are not, as yet, open to public inspection.

**PRIORITY
DOCUMENT**

SUBMITTED OR TRANSMITTED IN
COMPLIANCE WITH RULE 17.1(a) OR (b)



Liew Woon Yin (Ms)
Registrar of Patents
Singapore

16 March 1999

PCT

HOME COPY

REQUEST

The undersigned requests that the present international application be processed according to the Patent Cooperation Treaty.

receiving Office use only	
PCT/SG 98 / 00035	
International Application No.	
12 MAY 1998 (12.05.98)	
International Filing Date	
REGISTRY OF PATENTS (SINGAPORE) PCT INTERNATIONAL APPLICATION	
Name of receiving Office and "PCT International Application"	
Applicant's or agent's file reference (if desired) (12 characters maximum)	GM / AY / R33-54

Box No. I TITLE OF INVENTION	
DISEASE RESISTANT TRANSGENIC PLANTS	
Box No. II APPLICANT	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)	<input type="checkbox"/> This person is also inventor.
INSTITUTE OF MOLECULAR AGROBIOLOGY of 1 RESEARCH LINK THE NATIONAL UNIVERSITY OF SINGAPORE SINGAPORE 117604	Telephone No.
	Facsimile No.
	Teleprinter No.
State (i.e. country) of nationality: SINGAPORE	State (i.e. country) of residence: SINGAPORE
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input checked="" type="checkbox"/> all designated States except the United States of America <input type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
Box No. III FURTHER APPLICANT(S) AND/OR (FURTHER) INVENTOR(S)	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)	This person is:
DING, Shou-Wei of 1 RESEARCH LINK THE NATIONAL UNIVERSITY OF SINGAPORE SINGAPORE 117604	<input type="checkbox"/> applicant only
	<input checked="" type="checkbox"/> applicant and inventor
	<input type="checkbox"/> inventor only (If this check-box is marked, do not fill in below.)
State (i.e. country) of nationality: THE PEOPLE'S REPUBLIC OF CHINA	State (i.e. country) of residence: SINGAPORE
This person is applicant for the purposes of: <input type="checkbox"/> all designated States <input type="checkbox"/> all designated States except the United States of America <input checked="" type="checkbox"/> the United States of America only <input type="checkbox"/> the States indicated in the Supplemental Box	
<input type="checkbox"/> Further applicants and/or (further) inventors are indicated on a continuation sheet.	
Box No. IV AGENT OR COMMON REPRESENTATIVE; OR ADDRESS FOR CORRESPONDENCE	
The person identified below is hereby/has been appointed to act on behalf of the applicant(s) before the competent International Authorities as: <input checked="" type="checkbox"/> agent <input type="checkbox"/> common representative	
Name and address: (Family name followed by given name; for a legal entity, full official designation. The address must include postal code and name of country.)	Telephone No.
ELLA CHEONG & G. MIRANDAH of P.O.BOX 0931 RAFFLES CITY SINGAPORE 911732	(65) 3394040
	Facsimile No.
	(65) 3370031
	Teleprinter No.
<input type="checkbox"/> Mark this check-box where no agent or common representative is/has been appointed and the space above is used instead to indicate a special address to which correspondence should be sent.	

Box No.V DESIGNATION STATES

The following designations are hereby made under Rule 4.9(a) (mark the applicable check-boxes; at least one must be marked):

Regional Patent

- ☒ AP ARIPO Patent: GH Ghana, KE Kenya, LS Lesotho, MW Malawi, SD Sudan, SZ Swaziland, UG Uganda, ZW Zimbabwe, and any other State which is a Contracting State of the Harare Protocol and of the PCT
- ☒ EA Eurasian Patent: AM Armenia, AZ Azerbaijan, BY Belarus, KG Kyrgyzstan, KZ Kazakhstan, MD Republic of Moldova, RU Russian Federation, TJ Tajikistan, TM Turkmenistan, and any other State which is a Contracting State of the Eurasian Patent Convention and of the PCT
- ☒ EP European Patent: AT Austria, BE Belgium, CH and LI Switzerland and Liechtenstein, DE Germany, DK Denmark, ES Spain, FI Finland, FR France, GB United Kingdom, GR Greece, IE Ireland, IT Italy, LU Luxembourg, MC Monaco, NL Netherlands, PT Portugal, SE Sweden, and any other State which is a Contracting State of the European Patent Convention and of the PCT ~~CY Cyprus~~
- ☒ OA OAPI Patent: BF Burkina Faso, BJ Benin, CF Central African Republic, CG Congo, CI Côte d'Ivoire, CM Cameroon, GA Gabon, GN Guinea, ML Mali, MR Mauritania, NE Niger, SN Senegal, TD Chad, TG Togo, and any other State which is a member State of OAPI and a Contracting State of the PCT (if other kind of protection or treatment desired, specify on dotted line)

National Patent (if other kind of protection or treatment desired, specify on dotted line):

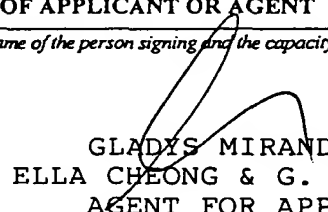
- | | |
|--|--|
| <input checked="" type="checkbox"/> AL Albania | <input checked="" type="checkbox"/> LV Latvia |
| <input checked="" type="checkbox"/> AM Armenia | <input checked="" type="checkbox"/> MD Republic of Moldova |
| <input checked="" type="checkbox"/> AT Austria | <input checked="" type="checkbox"/> MG Madagascar |
| <input checked="" type="checkbox"/> AU Australia | <input checked="" type="checkbox"/> MK The former Yugoslav Republic of Macedonia |
| <input checked="" type="checkbox"/> AZ Azerbaijan | |
| <input checked="" type="checkbox"/> BA Bosnia and Herzegovina | <input checked="" type="checkbox"/> MN Mongolia |
| <input checked="" type="checkbox"/> BB Barbados | <input checked="" type="checkbox"/> MW Malawi |
| <input checked="" type="checkbox"/> BG Bulgaria | <input checked="" type="checkbox"/> MX Mexico |
| <input checked="" type="checkbox"/> BR Brazil | <input checked="" type="checkbox"/> NO Norway |
| <input checked="" type="checkbox"/> BY Belarus | <input checked="" type="checkbox"/> NZ New Zealand |
| <input checked="" type="checkbox"/> CA Canada | <input checked="" type="checkbox"/> PL Poland |
| <input checked="" type="checkbox"/> CH and LI Switzerland and Liechtenstein | <input checked="" type="checkbox"/> PT Portugal |
| <input checked="" type="checkbox"/> CN China | <input checked="" type="checkbox"/> RO Romania |
| <input checked="" type="checkbox"/> CU Cuba | <input checked="" type="checkbox"/> RU Russian Federation |
| <input checked="" type="checkbox"/> CZ Czech Republic | <input checked="" type="checkbox"/> SD Sudan |
| <input checked="" type="checkbox"/> DE Germany | <input checked="" type="checkbox"/> SE Sweden |
| <input checked="" type="checkbox"/> DK Denmark | <input checked="" type="checkbox"/> SG Singapore |
| <input checked="" type="checkbox"/> EE Estonia | <input checked="" type="checkbox"/> SI Slovenia |
| <input checked="" type="checkbox"/> ES Spain | <input checked="" type="checkbox"/> SK Slovakia |
| <input checked="" type="checkbox"/> FI Finland | <input checked="" type="checkbox"/> SL Sierra Leone |
| <input checked="" type="checkbox"/> GB United Kingdom | <input checked="" type="checkbox"/> TJ Tajikistan |
| <input checked="" type="checkbox"/> GE Georgia | <input checked="" type="checkbox"/> TM Turkmenistan |
| <input checked="" type="checkbox"/> GH Ghana | <input checked="" type="checkbox"/> TR Turkey |
| <input checked="" type="checkbox"/> HU Hungary | <input checked="" type="checkbox"/> TT Trinidad and Tobago |
| <input checked="" type="checkbox"/> IL Israel | <input checked="" type="checkbox"/> UA Ukraine |
| <input checked="" type="checkbox"/> IS Iceland | <input checked="" type="checkbox"/> UG Uganda |
| <input checked="" type="checkbox"/> JP Japan | <input checked="" type="checkbox"/> US United States of America |
| <input checked="" type="checkbox"/> KE Kenya | |
| <input checked="" type="checkbox"/> KG Kyrgyzstan | <input checked="" type="checkbox"/> UZ Uzbekistan |
| <input checked="" type="checkbox"/> KP Democratic People's Republic of Korea | <input checked="" type="checkbox"/> VN Viet Nam |
| | <input checked="" type="checkbox"/> YU Yugoslavia |
| <input checked="" type="checkbox"/> KR Republic of Korea | <input checked="" type="checkbox"/> ZW Zimbabwe |
| <input checked="" type="checkbox"/> KZ Kazakhstan | Check-boxes reserved for designating States (for the purposes of a national patent) which have become party to the PCT after issuance of this sheet: |
| <input checked="" type="checkbox"/> LC Saint Lucia | <input checked="" type="checkbox"/> ID Indonesia |
| <input checked="" type="checkbox"/> LK Sri Lanka | <input checked="" type="checkbox"/> GM Gambia |
| <input checked="" type="checkbox"/> LR Liberia | <input checked="" type="checkbox"/> GW Guinea-Bissau |
| <input checked="" type="checkbox"/> LS Lesotho | <input checked="" type="checkbox"/> CY Cyprus |
| <input checked="" type="checkbox"/> LT Lithuania | <input type="checkbox"/> |
| <input checked="" type="checkbox"/> LU Luxembourg | <input type="checkbox"/> |

In addition to the designations made above, the applicant also makes under Rule 4.9(b) all designations which would be permitted under the PCT except the designation(s) of _____

The applicant declares that those additional designations are subject to confirmation and that any designation which is not confirmed before the expiration of 15 months from the priority date is to be regarded as withdrawn by the applicant at the expiration of that time limit. (Confirmation of a designation consists of the filing of a notice specifying that designation and the payment of the designation and confirmation fees. Confirmation must reach the receiving Office within the 15-month time limit.)

BY RD

 AA
 DELETED
 BY
 RD

Box No. VI PRIORITY CLAIM		Further priority claims are indicated in the Supplemental Box <input type="checkbox"/>	
The priority of the following earlier application(s) is hereby claimed:			
Country (in which, or for which, the application was filed)	Filing Date (day/month/year)	Application No.	Office of filing (only for regional or international application)
item (1) NONE			
item (2)			
item (3)			
Mark the following check-box if the certified copy of the earlier application is to be issued by the Office which for the purposes of the present international application is the receiving Office (a fee may be required): <input type="checkbox"/> The receiving Office is hereby requested to prepare and transmit to the International Bureau a certified copy of the earlier application(s) identified above as item(s) : _____			
Box No. VII INTERNATIONAL SEARCHING AUTHORITY			
Choice of International Searching Authority (ISA) (If two or more International Searching Authorities are competent to carry out the international search, indicate the Authority chosen; the two-letter code may be used): <u>ISA / EPO</u>			
Earlier search Fill in where a search (international, international-type or other) by the International Searching Authority has already been carried out or requested and the Authority is now requested to base the international search, to the extent possible, on the results of that earlier search. Identify such search or request either by reference to the relevant application (or the translation thereof) or by reference to the search request: Country (or regional Office): _____ Date (day/month/year): _____ Number: _____			
Box No. VIII CHECK LIST			
This international application contains the following number of sheets: 1. request : 3 sheets 2. description : 20 sheets 3. claims : 3 sheets 4. abstract : 1 sheets 5. drawings : 1 sheets Total : 28 sheets		This international application is accompanied by the item(s) marked below: 1. <input type="checkbox"/> separate signed power of attorney 2. <input type="checkbox"/> copy of general power of attorney 3. <input type="checkbox"/> statement explaining lack of signature 4. <input type="checkbox"/> priority document(s) identified in Box No. VI as item(s): _____ 5. <input checked="" type="checkbox"/> fee calculation sheet 6. <input type="checkbox"/> separate indications concerning deposited microorganisms 7. <input type="checkbox"/> nucleotide and/or amino acid sequence listing (diskette) 8. <input type="checkbox"/> other (specify): _____	
Figure No. _____ of the drawings (if any) should accompany the abstract when it is published.			
Box No. IX SIGNATURE OF APPLICANT OR AGENT			
Next to each signature, indicate the name of the person signing and the capacity in which the person signs (if such capacity is not obvious from reading the request).			
 GLADYS MIRANDAH ELLA CHEONG & G. MIRANDAH AGENT FOR APPLICANT			

For receiving Office use only	
1. Date of actual receipt of the purported international application: <u>10 MAY 1998 (12.05.98)</u>	2. Drawings: <input type="checkbox"/> received: <input type="checkbox"/> not received:
3. Corrected date of actual receipt due to later but timely received papers or drawings completing the purported international application:	
4. Date of timely receipt of the required corrections under PCT Article 11(2):	
5. International Searching Authority specified by the applicant: <u>ISA / EP</u>	
6. <input type="checkbox"/> Transmittal of search copy delayed until search fee is paid	

For International Bureau use only
Date of receipt of the record copy by the International Bureau: _____

DISEASE RESISTANT TRANSGENIC PLANTS

BACKGROUND OF THE INVENTION

Field of the Invention

5 The present invention relates to methods and
materials for conferring disease resistance to plants.
More particularly, the invention relates to transgenic
plants containing a heterologous nucleic acid which
confers disease resistance, particularly against
infectious pathogens, such as viruses. The invention
10 further relates to methods and materials for
preparation of such transgenic plants.

Infectious diseases of cultivated plants cause
substantial reductions in food, forage and fiber
throughout the world. Control of these diseases has
15 been based primarily on cultural practices that include
removal of infected debris, eradication of weed hosts
(herbicide applications), prevention of vector
transmission (pesticide applications), indexing for
pathogen-free starting material (seed or vegetative
20 propagules) and breeding for disease resistance. Large
scale methods for curing plants once they have become
infected with viruses do not exist. Thus, the control
of diseases is dependent upon methods to prevent or
delay the establishment of infection.

Of the above disease control measures, breeding for resistance is generally one of the most economical and practical methods, as it requires no additional labor or expense to the grower. Moreover, controlling diseases with resistance does not require applications of herbicides or pesticides to eliminate weed hosts and insect vectors. Thus, host resistance is one of the most environmentally safe and durable methods for controlling plant diseases. Unfortunately, in many plant-virus systems, resistance is not available and cannot be obtained using traditional plant-breeding strategies. However, recent advances in molecular biology and gene manipulation have proven helpful in integrating new disease resistance factors into plant-virus systems where none existed before.

Background Art

The development of transgenic plants has proven to be a valuable strategy for protecting plants from viral diseases. For example, Stubbs, G. et al., United States patent 5,723,750 describe transgenic plants expressing genes encoding wild-type and modified coat proteins of different virus groups. These transgenic plants have been shown to have varying levels of resistance to infection by the corresponding virus. Unfortunately, the expression of heterologous genes encoding coat proteins does not confer broad resistance to viral infections and has no effect on pathogenesis caused by other infectious agents.

An important mechanism of a plant's resistance to a pathogenic infection is the hypersensitive response ("HR"). During the HR, the recognition of a pathogen induces a rapid cell death process that results in the formation of a zone of dead cells (necrosis) around the site of infection. This HR lesion is believed to inhibit further spread of the pathogen and to generate

a signal that activates host defense mechanisms and, in many cases, induces long-lasting systemic resistance to a broad spectrum of pathogens (Ross, 1961). (A bibliography is provided at the end of the written description.) Induction of such systemic resistance is termed systemic acquired resistance (SAR) and is accompanied by an increase in the rate of synthesis of several pathogenesis-related (PR) proteins and the accumulation of salicylic acid (SA) (Malamy et al., 1990; Mettraux et al., 1990; Ward et al., 1991).

Methods for inducing the HR in infected plants have been described. For example, Lam, E. et al., U.S. patent 5,629,470, have described a process for providing higher plants with enhanced resistance to pathogenic attack by one or more plant pathogens by transforming cells of the plants with the bacterio-opsin (bO) gene.

In view of the enormous economic impact of infectious diseases on agricultural production, a need continues to exist for transgenic plants having generalized resistance to pathogenic infections.

SUMMARY OF THE INVENTION

In accordance with the present invention, transgenic plants that have been stably transformed with the 2b gene of cucumovirus or an active fragment thereof have been found to possess systemic resistance to pathogenic infectious agents, such as viruses. The protein encoded by this gene activates strong disease resistance responses in host plants.

A further aspect of the invention relates to seeds and propagating parts of transgenic plants stably transformed with a cucumovirus 2b gene or an active fragment thereof. The invention further provides methods and vectors for introducing the cucumovirus 2b gene into plants.

BRIEF DESCRIPTION OF THE DRAWING

Figure 1 illustrates the structural features and genome organization of the chimeric viral RNA transcripts from plasmids pTMV-t2b and pPVX-t2b.

5 Figure 2 is a Northern blot hybridization showing the effect of the 2b gene on expression of the pathogenesis-related protein in leaves of tobacco plants infected with tobacco mosaic virus carrying the 2b gene.

10 DETAILED DESCRIPTION OF THE INVENTION

Cucumber mosaic virus (CMV) belongs to a virus genus called Cucumovirus which also includes tomato aspermy virus (TAV). Cucumovirus contains a tripartite single-stranded RNA genome that encodes five genes: 1a, 15 2a, 2b, 3a and coat protein. The identification and functional analysis of the 2b gene have been described in previous publications. (Ding et al., 1994; 1995; 1996). It has been demonstrated that the 2b gene encoded by the cucumoviruses is important for both 20 systemic virus spread and virulence determination. The ribonucleotide sequence of the 2b gene is provided in SEQ ID NO. 1.

It has been discovered that when the 2b gene is expressed separately from the genome of cucumoviruses, 25 it activates strong resistance responses in a variety of plant species upon infection with a pathogenic virus. These responses include induction of pathogenesis-related proteins and formation of necrotic lesions which eliminate the invading pathogens. Thus, 30 in one aspect, the present invention relates to a transgenic plant stably transformed with a cucumovirus 2b gene or active fragment thereof operatively linked to a promoter that is capable of effecting expression of said gene in said plant when said plant is infected 35 with a pathogenic organism. The cucumovirus 2b gene

used for producing disease-resistant plants advantageously is one to which the nucleic acid of SEQ ID NO. 1 will hybridize under stringent conditions.

In a related aspect, the present invention
5 provides methods for rendering a plant resistant to disease caused by an infectious pathogenic agent, which comprises stably transforming the plant with a cucumovirus 2b gene or active fragment thereof
operatively linked to a plant-active promoter that is
10 capable of effecting expression of the gene, in the plant when said plant is infected with a pathogenic organism. In a further aspect, the invention provides an expression vector comprising a cucumovirus 2b gene or active fragment thereof operably linked to a plant-
15 active promoter.

Mutational analysis has confirmed that the 2b gene is responsible for the resistance response. Point mutations in the gene have been shown to render it non-functional and abolish the ability of the gene to
20 activate the resistance response. In addition, it has been found that the C-terminal 26-amino acid and 45-amino acid sequences of the gene are essential for its disease-resistance function, although the codons encoding the four C-terminal amino acids can be removed
25 without losing activity. Transfer of the codons encoding the C-terminal 26 amino acids and the C-terminal 45 amino acids of the tomato aspermy virus 2b gene to the corresponding regions of the inactive cucumber mosaic virus 2b gene does not yield an active
30 chimeric gene; therefore, the N-terminal portion of the protein also appears to contain one or more domains that are essential for resistance activation. Further routine gene mapping experimentation will reveal the active domains of the 2b gene. Accordingly, the

invention relates to transgenic plants and vectors that contain an active fragment of the 2b gene.

5 The 2b gene or its active fragment (hereinafter, the "2b gene") may be introduced into plants using conventional vectors and procedures. Generally, such techniques involve inserting the 2b gene into an expression vector which contains the necessary elements for the transcription and translation of the inserted coding sequences and one or more marker sequences to
10 facilitate selection of transformed cells or plants.

A number of plant-active promoters are known in the art and may be used to effect expression of the nucleic acid sequences disclosed herein. Constitutive promoters, such as the nos promoter or the 35S promoter
15 of cauliflower mosaic virus, may be used; however, constitutive expression may be harmful to the transgenic plants. Accordingly, inducible promoters, especially pathogen-inducible promoters, such as pathogenesis-related protein promoters are preferred.

20 Once the 2b gene has been cloned into an expression vector, it may be introduced into a plant cell using conventional transformation procedures. The term "plant cell" is intended to encompass any cell derived from a plant including undifferentiated tissues
25 such as callus and suspension cultures, as well as plant seeds, pollen or plant embryos. Plant tissues suitable transformation include leaf tissues, root tissues, meristems, protoplasts, hypocotyls, cotyledons, scutellum, shoot apex, root, immature
30 embryo, pollen, and anther.

One technique for transforming plants is by contacting tissue of such plants with an inoculum of a bacterium transformed with a vector comprising the 2b gene in accordance with the present invention.
35 Generally, this procedure involves inoculating the

plant tissue with a suspension of bacteria and incubating the tissue for 48 to 72 hours on regeneration medium without antibiotics at 25-28° C.

Bacteria from the genus *Agrobacterium* can be
5 utilized advantageously to transform plant cells. Suitable species of such bacteria include *Agrobacterium tumefaciens* and *Agrobacterium rhizogens*. *Agrobacterium tumefaciens* (e.g., strains LBA4404 or EHA105) is particularly useful due to its well-known ability to
10 transform plants.

Another approach to transforming plant cells with the nucleic acid of this invention involves propelling inert or biologically active particles into plant cells. This technique is disclosed in U.S. patents
15 4,945,050, 5,036,006 and 5,100,792 all to Sanford et. al., which are hereby incorporated by reference. Generally, this procedure involves propelling inert or biologically active particles at the cells under conditions effective to penetrate the outer surface of
20 the cell and to be incorporated within the interior thereof. When inert particles are utilized, the vector can be introduced into the cell by coating the particles with the vector comprising the 2b gene. Biologically active particles (e.g., dried yeast cells,
25 dried bacterium or a bacteriophage, each containing DNA sought to be introduced) can also be propelled into a plant cell tissue.

Another method of transforming plant cells is the electroporation method. This method involves mixing
30 the protoplasts and the desired DNA and forming holes in the cell membranes by electric pulse so as to introduce the DNA into the cells, thereby transforming the cells. This method currently has high reproducibility and various genes have been introduced
35 into monocotyledons, especially rice plants by this

method (Toriyama et. al., 1988, Shimamoto et al., 1989 and Rhodes et al., 1988).

Similar to the electroporation method is a method in which the desired gene and protoplasts are mixed and the mixture is treated with polyethylene glycol ("PEG"), thereby introducing the gene into the protoplasts. This method is different from the electroporation method in that PEG is used instead of an electric pulse (Zhang W. et. al., 1988, Datta et al., 1990 and Christou et al., 1991).

Other methods include 1) culturing seeds or embryos with nucleic acids (Topfer R. et al., 1989, Ledoux et al., 1974) 2) treatment of pollen tube, (Luo et al., 1988) 3) liposome method (Caboche, 1990) and 4) the microinjection method (Neuhaus G. et al., 1987).

Known methods for regenerating plants from transformed plant cells may be used in preparing transgenic plants of the present invention. Generally, explants, callus tissues or suspension cultures can be exposed to the appropriate chemical environment (e.g., cytokinin and auxin) so the newly grown cells can differentiate and give rise to embryos which then regenerate into roots and shoots.

The 2b gene is useful in enhancing resistance to disease-causing pathogens in both monocotyledonous plants ("monocots") and dicotyledonous plants ("dicots"), such as corn, wheat, rice, millet, oat, barley, sorghum, sunflower, sweet potato, alfalfa, sugar beet, brassica species, tomato, pepper, soybean, tobacco, melon, squash, potato, peanut, pea, cotton or cacao.

The invention is further illustrated by the following examples, which are not intended to be limiting.

EXAMPLES

Example 1

(Vector Construction)

5 Several efficient *in planta* expression systems
based on plant RNA viruses have been developed in
recent years. The vectors based on tobacco mosaic virus
(TMV) (U.S. patent 5,589,367) and potato virus X (PVX;
Chapman et al., 1992) were used in this work for
10 expressing the 2b genes of cucumoviruses. Figure 1
shows the structural features of the chimeric viruses
(TMV-t2b and PVX-t2b) that were constructed. The coding
sequence of the 2b gene of TAV (SEQ ID NO. 1, encoding
95 amino acids) was prepared by PCR amplification of
15 the TAV ORF 2b coding sequence (nucleotides 2447-2734
of RNA2) from pQCD2qt (Ding et al., 1996) using the Pfu
DNA polymerase (Stratagene). This sequence was
inserted into the genome of TMV and PVX upstream of the
respective coat protein (CP) gene. The PCR fragment
20 was blunt-end cloned at the *PmeI* site of a TMV vector,
known as pTMV-30B, to yield TMV-t2b (Figure 1). The
TAV insert in TMV-t2b was excised as an *AgeI* - *XhoI*
fragment (see Figure 1), and this fragment was end-
filled and cloned into *ClaI*-digested and end-filled
25 pPC2S (an expression vector based on potato virus X
(Chapman et al., 1992)) to produce PVX-t2b. The 2b
gene expression was controlled by independent promoters
(arrows labelled as 1 and 3 in Fig. 1) which are
recognized only by the respective RNA-dependent RNA
30 polymerase encoded by TMV or PVX.

 The 2b-expressing derivatives of TMV or PVX
(TMV-t2b and PVX-t2b) were used to infect plants and
the functional role of the 2b gene was inferred from

differences in the induced plant responses between the wild type and its 2b-expressing derivative.

Example 2

(Resistance in *Nicotiana tabacum* Samsun)

5 TMV-t2b induced a typical hypersensitive response
(HR) in Samsun (nn) tobacco plants. Plasmids pTMV-30B,
pPC2S and their derivatives were linearized and
transcribed *in vitro* as described (Chapman et al.,
1992) in the presence of the cap analog (NEB) using the
10 T7 RNA polymerase (Promega). The capped RNA
transcripts were inoculated mechanically onto fully
developed leaves of *Nicotiana tabacum* cv Samsun (nn).
The plants were incubated in the Conviron growth
chambers (24°C constant, 75% humidity and 16 hours
15 light/8 hours dark). Local necrotic lesions appeared
on the inoculated leaves about 4 days after inoculation
and the rest of the plant was symptom-free for as long
as observations were made (5 weeks). The failure of
TMV-t2b to spread systemically in Samsun (nn) plants
20 was further confirmed by Northern blot analysis which
detected no accumulation of viral RNAs in upper
uninoculated leaves. Furthermore, transcription of the
mRNAs for pathogenesis-related (PR) protein 1 (PR-1),
PR-3 and PR-5 was induced in the inoculated leaves. See
25 Figure 2, which is a Northern blot for leaves of plants
challenged with TMV-t2b or TMV. Northern blot
hybridization was performed using PR-1a cDNA as a probe
(obtained by PCR amplification from tobacco plants
based on the sequence disclosed by Cornelissen, B.J. et
30 al. (1987)). Total RNAs extracted from plants 5 days
(lane 1), 7 days (lane 2), 10 days (lane 3), and 13
days (lane 4) showed increasing expression of PR-1.
Lanes 5 and 6 were infected with wild-type TMV;

however, the tobacco genotype was nn for lane 5 and NN for lane 6.

These results showed that the Samsun (nn) tobacco plants were resistant to TMV-t2b and that challenge inoculation by TMV-t2b induced the expression of both the morphological (local necrotic lesions) and molecular (PR protein induction) markers of HR in the plants.

It is known that *N. tabacum* Samsun (nn) tobacco contains no resistance gene specific to TMV, and this is confirmed in this study that when infected with the vector TMV-30B alone, the tobacco plants developed systemic mosaic symptoms and no induction of the PR genes was observed. Thus, it is concluded that the resistance responses of the tobacco plants to TMV-t2b challenge is due to the *in cis* expression of the TAV 2b gene from the TMV genome.

Example 3

(Demonstration that the 2b Gene is Responsible for Resistance)

Two mutants of TMV-t2b, each containing point mutations to disrupt the open reading frame 2b, were constructed. TMV-t Δ 2b1 (SEQ ID NO. 2) is predicted not to translate any of the 2b protein in infected plants. In plants infected with TMV-t Δ 2b2 (SEQ ID NO. 3), however, a truncated 2b protein missing the C-terminal 52 amino acid residues is expected to be expressed. Neither TMV-t Δ 2b1 nor TMV-t Δ 2b2 induced local necrotic lesions in the inoculated leaves and transcription of mRNAs for PR proteins was also not induced. Therefore, it is the TAV 2b protein that functions as the activator of resistance responses. The inserted TAV nucleotide sequence *per se* played no role in the HR

elicitation. In addition, it appears that the C-terminal 52 amino acid sequence of the TAV 2b protein is essential for this activity (see below).

Example 4

5 (Determination of Resistance Activation Domain)

The 2b gene encoded by the Q strain of cucumber mosaic virus (CMV) (SEQ ID NO. 4) was similarly engineered to be expressed from the TMV genome. The derivative, called TMV-q2b, systemically infected
10 Samsun tobacco plants, did not induce necrotic lesions on the inoculated leaves, nor did it induce transcription of mRNAs for PR proteins. This shows that, in contrast to the TAV 2b protein, the CMV 2b protein was inactive in resistance activation.

15 To map the domain important for resistance activation, the TAV 2b protein as encoded by TMV-t2b was progressively replaced from the C-terminus by the structurally equivalent regions of the CMV 2b protein. Infectivity assays showed that replacing the C-terminal
20 four amino acids of the TAV 2b protein retained its HR triggering activity. However, the replacement of the C-terminal 26 or 45 amino acids of the TAV 2b protein abolished its ability to trigger HR. This indicates that the C-terminal 26 amino acids of the TAV 2b
25 protein is essential for resistance activation in tobacco plants, although the codons encoding the four C-terminal amino acids can be removed without losing activity. Transfer of the codons encoding the C-terminal 26 amino acids and the C-terminal 45 amino
30 acids of the tomato aspermy virus 2b gene to the corresponding regions of the inactive cucumber mosaic virus 2b gene does not yield an active chimeric gene; therefore, the N-terminal portion of the protein also

appears to contain one or more domains that are essential for resistance activation.

Example 5

(Resistance in Other Plant Species)

5 Both *Nicotiana benthamiana* and *Physalis floridana*
plants are similar to the Samsun tobacco in that they
are susceptible to TMV, and the infected plants do not
develop HR. Infectivity assays showed that challenge
inoculation with TMV-t2b induced typical local necrotic
10 lesions in the inoculated leaves of both *Nicotiana*
benthamiana and *Physalis floridana* plants, while the
uninfected parts of the plants remained symptom-free.
These results suggest that the TAV 2b gene is also
capable of activating resistance in these plant species
15 against TMV. The fact that the TAV 2b gene can activate
resistance against TMV in three different plant species
of two genera suggests that it will function similarly
in a wide range of host species.

Example 6

20 (Resistance Against Potato Virus X)

Both Samsun (nn) and Xanthi-nc (NN) tobacco (*N.*
tabacum) plants are fully susceptible to potato virus X
(PVX) and to the RNA transcripts from the PVX-based
vector (pPC2S) (Chapman et al., 1992). However,
25 inoculation with the PVX-t2b transcripts induced HR in
leaves of both tobacco varieties. The necrotic lesions
induced by PVX-t2b infection were essentially identical
to those induced by TMV-t2b on the Samsun (nn) plants.
In addition, Northern blot analysis showed that
30 transcription of the PR genes was also induced in
plants challenged with PVX-t2b, but not with PVX or the

PVX vector alone. Thus, the TAV 2b gene expression in *cis* from the PVX genome is also capable of triggering the resistance responses in tobacco plants containing no specific resistance gene to PVX.

5 TMV and PVX are distinct plant RNA viruses of different virus genera and the encoded proteins of the two viruses have minimal sequence similarities. Therefore, it is less likely that the resistance activation by the TAV 2b gene requires specific
10 interaction with any of the proteins encoded by the two viral vectors. These results suggests a possibility that the TAV 2b gene will be able to activate resistance mechanisms against a wide range of plant pathogens.

15 Both the wild-type TAV (Ding et al., 1994) and the CMV/TAV chimera CMV-qt (Ding et al., 1996) encode the TAV 2b gene which is expressed at high levels in infected plants (Shi et al., 1997). It has been shown previously that all three plant species used in this
20 work are fully susceptible to TAV and CMV-qt (Ding et al., 1996), suggesting that these plant species do not contain a resistance gene that recognizes the TAV 2b gene. This result indicates that the resistance activation activity of the TAV 2b gene is not
25 constitutive in these plant species and may require an induction event such as infection with certain virulent pathogens (e.g., TMV and PVX). This property distinguishes the TAV 2b gene from the known avirulence genes encoded by plant pathogens.

REFERENCES

- Caboche (1990). Physiol. Plant. 79:173-176.
- Chapman, S., Kavanagh, T. and Baulcombe, D. (1992)
 5 Potato virus X as a vector for gene expression in
 Dlants. Plant J., 2, 549-557.
- Christou et al. (1991) Bio/Technology 9:957-962.
- Cornelissen, B.J. et al. (1987). Structure of tobacco
 genes encoding pathogenesis-related proteins from the
 PR-1 group. Nucleic Acids Research, 15, 6799-6811.
- 10 Datta et al. (1990) Bio/ Technol. 8:736-740.
- Ding, SW., Anderson, BJ., Haase, HR. and Symons, RH.
 (1994). New overlapping gene encoded by the cucumber
 mosaic virus genome. Virology, 198, 593-601.
- Ding, SW., Li, W X. and Symons, RH. (1995). A naturally
 15 occurring hybrid gene encoded by a plant RNA virus
 facilitates long distance virus movement. EMBO J., 14,
 5762-5772.
- Ding, SW., Shi, BJ., Li, WX. and Symons, RH. (1996). An
 interspecies hybrid RNA virus is significantly more
 20 virulent than either parental virus. Proc. Nat'l Acad.
Sci. USA, 93, 7470-7474.
- Ledoux et al., (1974) Nature, 249:17-21)
- Kumagai, MH., Turpen, TH., Weinezettl, N.,
 Della-Cioppa, G., Turpen, AM., Donson, J., Hilf, ME.,
 25 Grantham, GL., Dawson, WO., Chow, TP., Piatak, M. and
 Grill, LK. (1993). Rapid, high level expression of

biologically active a-trichosanthin in transfected plants by an RNA viral vector. Proc. Nat'l Acad. Sci. USA, 90, 427-430.

- 5 Malamy, J., Henning, J., and Klessig, D. F. (1992). Temperature-dependent induction of salicylic acid and its conjugates during the resistance response to tobacco mosaic virus infection. Plant Cell, 4, 359-366.
- 10 Metraux, J. P., Singer, H., Rayals, J., Ward, E., Wyss-Benz, M., Gaudin, J., Raschdorf, K., Schmid, E., Blum, W., and Inverardi, B. (1990). Increase in salicylic acid at the onset of systemic acquired resistance in cucumber. Science, 250, 1004-1006.
- Rhodes et al., (1988) Science, 240:204-207).
- 15 Ross, A. F. (1961). Systemic acquired resistance induced by localized virus infection in plants. Virology, 14, 340-358.
- Shi, BJ., Ding, SW. and Symons, RH. (1997). In vivo expression of an overlapping gene encoded by the cucumoviruses. J. Gen. Virol., 78, 237-241.
- 20 Shimamoto et al., (1989) Nature, 338:274-277
- Topfer R. et al., (1989) Plant Cell, 1:133-139
- Toriyama et. al., (1988) Bio/Technol., 6:1072-1074
- 25 Ward, E. R., Uknes, S. J., Williams, S. C., Dincher, S. S., Widerhold, D. L., Alexander, D. C., Ahl-Goy, P., Metraux, J-P., and Ryals, J. A. (1991). Coordinate gene

activity in response to agents taht induce systemic acquired resistance. Plant Cell, 3, 1085-1094.

Zhang W. et. al., (1988) Theor. Appl. Genet., 76:835-840.

SEQUENCE LISTING

(1) GENERAL INFORMATION:

- (i) APPLICANT: Ding, Shou-wei
- (ii) TITLE OF INVENTION: DISEASE RESISTANT TRANSGENIC PLANTS
- (iii) NUMBER OF SEQUENCES: 4
- (iv) CORRESPONDENCE ADDRESS:
 - (A) ADDRESSEE: Rothwell, Figg, Ernst & Kurz
 - (B) STREET: 555 Thirteenth Street, N.W., Suite 701 East
 - (C) CITY: Washington
 - (D) STATE: DC
 - (E) COUNTRY: USA
 - (F) ZIP: 20004
- (v) COMPUTER READABLE FORM:
 - (A) MEDIUM TYPE: Floppy disk
 - (B) COMPUTER: IBM PC compatible
 - (C) OPERATING SYSTEM: PC-DOS/MS-DOS
 - (D) SOFTWARE: PatentIn Release #1.0, Version #1.30
- (vi) CURRENT APPLICATION DATA:
 - (A) APPLICATION NUMBER:
 - (B) FILING DATE:
 - (C) CLASSIFICATION:
- (viii) ATTORNEY/AGENT INFORMATION:
 - (A) NAME: Figg, Edward A.
 - (B) REGISTRATION NUMBER: 27,195
 - (C) REFERENCE/DOCKET NUMBER: 2248-108
- (ix) TELECOMMUNICATION INFORMATION:
 - (A) TELEPHONE: 202-783-6040
 - (B) TELEFAX: 202-783-6031

(2) INFORMATION FOR SEQ ID NO:1:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 328 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: double
 - (D) TOPOLOGY: linear
- (ii) MOLECULE TYPE: DNA (genomic)
- (iii) HYPOTHETICAL: NO
- (iv) ANTI-SENSE: NO
- (vi) ORIGINAL SOURCE:
 - (A) ORGANISM: Tomato aspermy virus
- (vii) IMMEDIATE SOURCE:
 - (B) CLONE: pTMV-30B
- (xi) SEQUENCE DESCRIPTION: SEQ ID NO:1:

ACCGTTAAGA AGAAGAAGAA TGGCAAGCAT CGAGATCCCT CTACACGAGA TCATTGAAA 60
 GTTGGAACGG ATGAATCAAA AGAAACAAGC ACAGAGGAAA CGACACAAAC TGAACCGCAA 120
 GGAGCGGGGT CACAAAAGTC CAAGTGAACA AAGGCGATCG GAGTTATGGC ACGCGCGTCA 180
 AGTTGAACTT TCTGCCATTA ATTCCGATAA TTCTTCAGAT GAGGGTACCA CTCTGTGTCG 240
 CTTTGACACA TTTGGTTCCA AGTCTGATGC TATTTGTGAT CGCTCTGACT GGTGTCTCGA 300
 TCAATGATTT CCGACCCTTC GTCGTCCG 328

(2) INFORMATION FOR SEQ ID NO:2:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 328 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: single
 - (D) TOPOLOGY: linear
- (ii) MOLECULE TYPE: other nucleic acid
 - (A) DESCRIPTION: /desc = "Synthetic DNA"
- (iii) HYPOTHETICAL: NO
- (iv) ANTI-SENSE: NO
- (vi) ORIGINAL SOURCE:
 - (A) ORGANISM: Tomato aspermy virus
- (vii) IMMEDIATE SOURCE:
 - (B) CLONE: pTAVd2b1

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:2:

ACCGTTAAGA AGAAGTAGAA TGTAAGCAT CGAGATCCCT CTACACGAGA TCATTGAAA 60
 GTTGGAACGG ATGAATCAAA AGAAACAAGC ACAGAGGAAA CGACACAAAC TGAACCGCAA 120
 GGAGCGGGGT CACAAAAGTC CAAGTGAACA AAGGCGATCG GAGTTATGGC ACGCGCGTCA 180
 AGTTGAACTT TCTGCCATTA ATTCCGATAA TTCTTCAGAT GAGGGTACCA CTCTGTGTCG 240
 CTTTGACACA TTTGGTTCCA AGTCTGATGC TATTTGTGAT CGCTCTGACT GGTGTCTCGA 300
 TCAATGATTT CCGACCCTTC GTCGTCCG 328

(2) INFORMATION FOR SEQ ID NO:3:

- (i) SEQUENCE CHARACTERISTICS:
 - (A) LENGTH: 328 base pairs
 - (B) TYPE: nucleic acid
 - (C) STRANDEDNESS: single
 - (D) TOPOLOGY: linear
- (ii) MOLECULE TYPE: other nucleic acid
 - (A) DESCRIPTION: /desc = "Synthetic DNA"
- (iii) HYPOTHETICAL: NO
- (iv) ANTI-SENSE: NO
- (vi) ORIGINAL SOURCE:

(A) ORGANISM: Tomato aspermy virus

(vii) IMMEDIATE SOURCE:

(B) CLONE: pTAVd2b2

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:3:

ACCGTTAAGA AGAAGTAGAA TGTAAGCAT CGAGATCCCT CTACACGAGA TCATTGAAA	60
GTTGGAACGG ATGAATCAAA AGAAACAAGC ACAGAGGAAA CGACACAAAC TGAACCGCAA	120
GGAGCGGGGT CACAAAAGTC CAAGTGAATA AAGGTGATCG GAGTTATGGC ACGCGCGTCA	180
AGTTGAACTT TCTGCCATTA ATTCCGATAA TTCTTCAGAT GAGGGTACCA CTCTGTGTCG	240
CTTTGACACA TTTGGTTCCA AGTCTGATGC TATTTGTGAT CGCTCTGACT GGTGTCTCGA	300
TCAATGATTT CCGACCCTTC GTCGTCCG	328

(2) INFORMATION FOR SEQ ID NO:4:

(i) SEQUENCE CHARACTERISTICS:

(A) LENGTH: 504 base pairs

(B) TYPE: nucleic acid

(C) STRANDEDNESS: single

(D) TOPOLOGY: linear

(ii) MOLECULE TYPE: DNA (genomic)

(iii) HYPOTHETICAL: NO

(iv) ANTI-SENSE: NO

(vi) ORIGINAL SOURCE:

(A) ORGANISM: Cucumber mosaic virus

(vii) IMMEDIATE SOURCE:

(B) CLONE: pCMV2b

(xi) SEQUENCE DESCRIPTION: SEQ ID NO:4:

GATCCATGGA TGTGTTGACA GTAGTGGTGT CGACCGCCGA CCTCCACTTA GCCAATTTGC	60
AGGAGGTGAA ACGTCGAAGA CGAAGGTCTC ACGTCAGAAA CCGGCGAGCG AGGGGTTACA	120
AAAGTCCCAG CGAGAGAGCG CGATCTATAG CGAGACTTTT CCAGATGTTA CCATTCCACG	180
GAGTAGATCC CGTGGATTGG TTTCTGATG TCGTTCGCTC TCCGTCCGTT ACCAGCCTTG	240
TTTCTTATGA ATCTTTTGAT GATACTGATT GGTTTGCTGG TAACGAATGG GCCGAAGGGT	300
CGTTTTGATT TCCGACCCTT CGTCGTCCGA AGACGTTAAA CTACGCTCTC TTTATTGCGA	360
GTGCTGAGTT GGTAGTTTGC TCTAACTAT CTGAAGTCGC TAAATCCATT ACTGGTTGCG	420
AACGGGTTGT CCATCCAGCT TACGGCTAAA ATGGTCAGTC ATGCCCCAAA GGCATGCCGA	480
CACCCTACAG GGTGTGCGAG GTAC	504

CLAIMS

What is claimed is:

1. A transgenic plant stably transformed with a cucumovirus 2b gene or active fragment thereof operatively linked to a promoter that is capable of effecting expression of said gene in said plant when
5 said plant is infected with a pathogenic organism.
2. The transgenic plant of claim 1, wherein the cucumovirus 2b gene is one to which the nucleic acid of SEQ ID NO. 1 will hybridize under stringent conditions.
3. The transgenic plant of claim 1, wherein the cucumovirus 2b gene has substantially the sequence of SEQ ID NO. 1.
4. The transgenic plant of claim 1, wherein the plant is stably transformed with an active fragment of the cucumovirus 2b gene.
5. The transgenic plant of claim 4, wherein the fragment comprises a nucleic acid sequence encoding at least the 26 C-terminal amino acids of the protein encoded by the cucumovirus 2b gene.
6. The transgenic plant of claim 4, wherein the fragment comprises a nucleic acid sequence encoding at least the 45 C-terminal amino acids of the protein encoded by the cucumovirus 2b gene.
7. The transgenic plant of claim 4, wherein the fragment does not contain the amino acids encoding the 4 C-terminal amino acids of the protein encoded by the cucumovirus 2b gene.
8. The transgenic plant of claim 1, wherein expression of the 2b gene is controlled by a pathogen-inducible promoter.
9. The transgenic plant of claim 8, wherein the pathogen-inducible promoter is a PR protein gene promoter.

10. A method for rendering a plant resistant to disease caused by an infectious pathogenic agent, which comprises stably transforming the plant with a cucumovirus 2b gene or active fragment thereof
5 operatively linked to a promoter that is capable of effecting expression of said gene in said plant when said plant is infected with a pathogenic organism.

11. The method of claim 10, wherein the cucumovirus 2b gene is one to which the nucleic acid of SEQ ID NO. 1 will hybridize under stringent conditions.

12. The method of claim 10, wherein the cucumovirus 2b gene has substantially the sequence of SEQ ID NO. 1.

13. The method of claim 10, wherein the plant is stably transformed with an active fragment of the cucumovirus 2b gene.

14. The method of claim 13, wherein the fragment comprises a nucleic acid sequence encoding at least the 26 C-terminal amino acids of the protein encoded by the cucumovirus 2b gene.

15. The method of claim 13, wherein the fragment comprises a nucleic acid sequence encoding at least the 45 C-terminal amino acids of the protein encoded by the cucumovirus 2b gene.

16. The method of claim 13, wherein the fragment does not contain the amino acids encoding the 4 C-terminal amino acids of the protein encoded by the cucumovirus 2b gene.

17. The method of claim 10, wherein expression of the 2b gene is controlled by a pathogen-inducible promoter.

18. A seed of the transgenic plant of claim 1, 2, 3, 4, 5, 6, 7, 8 or 9.

19. A propagating part of the transgenic plant of claim 1, 2, 3, 4, 5, 6, 7, 8 or 9.

20. The transgenic plant of claim 1, which is corn, wheat, rice, millet, oat, barley, sorghum, sunflower, sweet potato, alfalfa, sugar beet, brassica species, tomato, pepper, soybean, tobacco, melon, squash, potato, peanut, pea, cotton or cacao.

21. An expression vector comprising a cucumovirus 2b gene or active fragment thereof operably linked to a plant-active promoter.

22. The expression vector of claim 21, wherein expression of cucumovirus 2b gene or active fragment thereof is controlled by a pathogen-inducible promoter.

23. The expression vector of claim 22, wherein the pathogen-inducible promoter is a PR protein gene promoter.

DISEASE RESISTANT TRANSGENIC PLANTS

ABSTRACT OF THE DISCLOSURE

Transgenic plants transformed with a cucumovirus 2b gene or active fragment thereof exhibit resistance to diseases caused by infectious pathogens, such as
5 viruses. Expression of the 2b gene causes activation of hypersensitive response and expression of pathogenicity-related proteins in plants that are incapable of such a response to certain pathogens. Transformation of a wide variety of plants with
10 expression vectors in which the cucumovirus 2b gene is operably linked to a plant-active promoter renders the plant resistant to pathogenic infection.

1/1

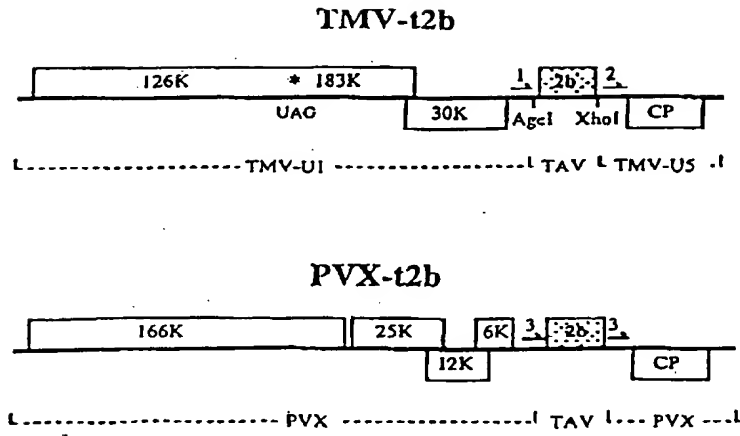


Figure 1

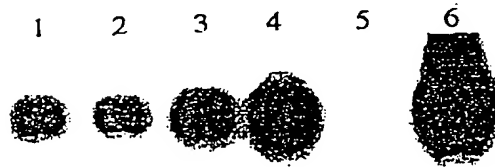


Figure 2

